

Zip Code

Telephone #

	R ZONING HEARING(S)
	nent of Permits, Approvals and Inspections
	of Baltimore County for the property located at: which is presently zoned DR.5.5
Deed References: 21124/00351	
Property Owner(s) Printed Name(s)	
(SELECT THE HEADING (S) BY MADIVING Y AT THE ADDROIS	PRIATE SELECTION AND PRINT OF TWEE THE PETITION REQUESTS
(SELECT THE HEARING(S) BY MARKING A AT THE APPROX	PRIATE SELECTION AND PRINT OR TYPE THE PETITION REQUEST)
	n Baltimore County and which is described in the description ade a part hereof, hereby petition for:
a Special Hearing under Section 500.7 of the Zon or not the Zoning Commissioner should approve	ing Regulations of Baltimore County, to determine whether
2 a Special Exception under the Zoning Regulation	s of Baltimore County to use the herein described property for
3 X a Va ··· · · · · · · · · · · · · · · ·	
BCZR: 432A.1.C → To permit 2 off street pa	arking spaces for a potential four bed Assisted Living Facility
to be located on an existing parking pad loc	cated in the front yard, one foot from the side property line,
in lieu of the required rear yard parking at l	least 10 feet from all property lines.
and restrictions of Baltimore County adopted pursuant to the zoning law t	, etc. and further agree to and are to be bounded by the zoning regulations
Contract Purchaser/Lessee:	Legal Owners (Petitioners):
Name- Type or Print	Name #1 - Type or Print Name #2 - Type or Print
Signature	Signature # 2
	4418 Roland Soring Dr. Baltimore M
failing Address City State	Mailing Address City State
	2121D 1443 739 8500 demicks outher
ip Code Telephone # Email Address	Zip Code Telephone # Email Address
Attorney for Petitioner:	Representative to be contacted:
Name- Type or Print	Name - Type or Print
Signature	Signature
Mailing Address City State	Mailing Address City State

Zip Code

Filing Date 6 18,15 Do Not Schedule Dates:

Telephone #

Email Address

Email Address

#### **Property Description**

### 9 Lincoln Avenue

Beginning at a point on the east side of Lincoln Avenue which is 40 feet wide at the distance of 150 feet south of the centerline of the nearest improved intersecting street, Baltimore National Pike which is 150 feet wide.

પુરુમપુપ Being lot #'s ક્રિકેટર્સક, Section 13, in the subdivision of Catonsville Pines as recorded in Baltimore County Plat Book #12, Folio #40, containing 4400 square feet. Located in the 1<sup>st</sup> Election District and 1<sup>st</sup> Councilmatic District.

2015-0295-A

- 1 15 4213 VALUE	at the second second second		D FINANC RECEIPT	A. A. B. C. L. C.		No. Date:		27151	PAID RECEIPT  BUSINESS ACTUAL TIME  6/19/2015 6/19/2015 10:43:15
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	JTION					1 Mar			CASHIER'S VALIDATION

#### **BALTIMORE COUNTY, MARYLAND**

#### Inter-Office Correspondence

TO:

Kristen Lewis

**DATE**: August 28, 2015

Office of Zoning Review

FROM:

Sherry Nuffer

Office of Administrative Hearings

SUBJECT:

Case No. 2015-0295-A

Derrick Southard, 9 Lincoln Avenue

Please be advised that the above mentioned case scheduled for Monday August 31, 2015 @ 1:30 is being returned due to sign posting requirements not fulfilled.

Thank you,

Sherry Nuffer

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# DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS ZONING REVIEW

#### ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

					,
For Newspaper Advertising:					
Item Number or Case Number: 2015-09	95-	A			
Petitioner: DERRICK SOUTHARD			,	:	
Address or Location: 9 UNCOLN AVE.	!	-	•		٦
	: .		٠		
PLEASE FORWARD ADVERTISING BILL TO:  Name: DERRICK SOUTH ARD		٠,			
Address: 4418 ROLAND SPRINGS DR				. •	
BALTIMORE, MD 21210	7, 7.				
			-· · ·		
Telephone Number: 443-739-8500					

CASE NO. 2015-0305-A

#### CHECKLIST

DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent	Comment Received	<u>Department</u>	Support/Oppose/ Conditions/ Comments/ No Comment
(if not received, date e-mail sent)  FIRE DEPARTMENT  PLANNING (if not received, date e-mail sent)  Deep Let's Counsel comment Letter Yes	6/25		
PLANNING (if not received, date e-mail sent)    D  D  D  STATE HIGHWAY ADMINISTRATION			
ADJACENT PROPERTY OWNERS  ZONING VIOLATION (Case No)  PRIOR-ZONING (Case-No)  NEWSPAPER ADVERTISEMENT Date: SIGN POSTING Date: by  PEOPLE'S COUNSEL APPEARANCE Yes No  PEOPLE'S COUNSEL COMMENT LETTER Yes No	<u>Mah</u> 6/23	PLANNING (if not received, date e-mail sent) STATE HIGHWAY ADMINISTRATION	mo Oly
PRIOR-ZONING (Gase-No			
SIGN POSTING  Date:  PEOPLE'S COUNSEL APPEARANCE  PEOPLE'S COUNSEL COMMENT LETTER  Yes  No  No			
PEOPLE'S COUNSEL COMMENT LETTER Yes No D			by
Comments, if any:			
	Comments, if any:		



Guide to searching the database

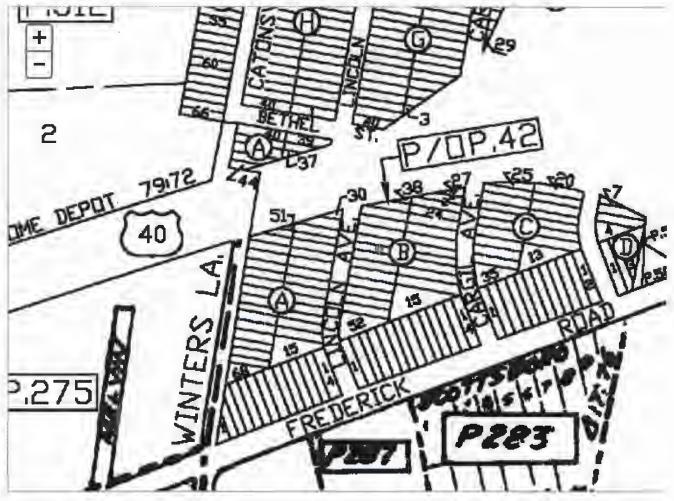
Search	Result to	BALLIMORE	COUNTY

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#### **Baltimore County**

New Search (http://sdat.dat.maryland.gov/RealProperty)

District: 01 Account Number: 0123500820



The information shown on this map has been compiled from deed descriptions and plats and is not a property survey. The map should not be used for legal descriptions. Users noting errors are urged to notify the Maryland Department of Planning Mapping, 301 W. Preston Street, Baltimore MD 21201.

If a plat for a property is needed, contact the local Land Records office where the property is located. Plats are also available online through the Maryland State Archives at <a href="http://www.plats.net">www.plats.net</a> (http://www.plats.net).

Property maps provided courtesy of the Maryland Department of Planning ©2011.

For more information on electronic mapping applications, visit the Maryland Department of Planning web site at <a href="https://www.mdp.state.md.us/OurProducts/OurProducts.shtml">www.mdp.state.md.us/OurProducts/OurProducts.shtml</a> (http://www.mdp.state.md.us/OurProducts/OurProducts.shtml).



(http://imsweb05.mdp.state.md.us/website/mosp/)

Loading... Please Wait. Loading... Please Wait. -->



KEVIN KAMENETZ County Executive ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

August 27, 2015

Derrick Southard 4418 Roland Spring Drive Baltimore MD 21210

RE: Case Number: 2015-0295 A, Address: 9 Lincoln Avenue

Dear Mr. Southard:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on June 18, 2015. This letter is not an approval, but only a **NOTIFICATION**.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

N. Carl Richard &

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: jaw

Enclosures

e: People's Counsel



Larry Hogan, Governor
Boyd Rutherford, Lt. Governor

Pete K. Rahn, Secretary
Douglas H. Simmons, Acting Administrator

Date: 6/23/15

Ms. Kristen Lewis
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County

Item No 2015-0295-A

Variance

Derrick Southard

9 Lincoln Avenue

Dear Ms. Lewis:

Thank you for the opportunity to review your referral request on the subject of the above captioned. We have determined that the subject property does not access a State roadway and is not affected by any State Highway Administration projects. Therefore, based upon available information this office has no objection to Baltimore County Zoning Advisory Committee approval of Item No. 2015-0205-A.-

Should you have any questions regarding this matter, please contact Mr. Richard Zeller at 410-545-5598 or 1-800-876-4742 (in Maryland only) extension 5598, or by email at (rzeller@sha.state.md.us).

Sincerely,

David W. Peake

Metropolitan District Engineer Baltimore & Harford Counties

DWP/RAZ

#### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon

**DATE:** July 24, 2015

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

RECEIVED

7 2015

**SUBJECT:** 

9 Lincoln Avenue

.

CHARLE OF ACHINOSUMATINE MECENY

**INFORMATION:** 

Item Number:

15-295

**Petitioner:** 

Derrick Southard

Zoning:

DR 5.5

**Requested Action:** 

Variance

JUL 27 2015

OFFICE OF ADMINISTRATIVE HEARINGS

#### **SUMMARY OF RECOMMENDATIONS:**

The Department of Planning has reviewed the Petition for a Variance to permit two off street parking spaces for a potential four bed Assisted Living Facility to be located on an existing parking pad located in the front yard, one foot from the side property line in lieu of the required rear yard parking at least 10 feet from all property lines.

The Department of Planning recommends DENIAL of the petitioned zoning relief for the following reasons:

- A site visit reveals that "existing" parking pad identified on both the petition and plan is in fact non-existent.
- There is insufficient area to provide two standard 8.5 x 18 parking spaces while still
  providing necessary screening to mitigate the impact of the non-residential parking on the
  neighboring property. The proposal would also constrain the available space for any
  required handicap access ramp.

For further information concerning the matters stated herein, please contact Joe Wiley at 410-887-3480.

Division Chief: Kalny Schabal

AVA/KS

C: Joe Wiley

## BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

**DATE:** June 25, 2015

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

**Zoning Advisory Committee Meeting** 

For June 29, 2015 Item No. 2015-0295

The Bureau of Development Plans Review has reviewed the subject zoning item and we have the following comment.

Change of occupancy will require preparation of a Landscape Plan.

DAK:CEN cc:file

ZAC-ITEM NO 15-0295-06292015.doc

#### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon

**DATE:** July 24, 2015

RECEIVED

JUL **3 0** 2015

DEPARTMENT OF PERMITS APPROVALS AND INSPECTIONS

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

SUBJECT:

9 Lincoln Avenue

**INFORMATION:** 

Item Number:

15-295

Petitioner:

Derrick Southard

Zoning:

DR 5.5

Requested Action:

Variance

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Division Chief:

C: Joe Wiley

AVA/KS

s:\planning\dev rev\zac\zacs 2015\15-295.docx



501 N. Calvert St., P.O. Box 1377 Baltimore, Maryland 21278-0001 tel: 410/332-6000 800/829-8000

WE HEREBY CERTIFY, that the annexed advertisement of Order No 3482203

#### Sold To:

Derrick Southard - CU00461984 4418 Roland Spring Dr Baltimore, MD 21210-2707

#### Bill To:

Derrick Southard - CU00461984 4418 Roland Spring Dr Baltimore, MD 21210-2707

Was published in "Jeffersonian", "Bi-Weekly", a newspaper printed and published in Baltimore County on the following dates:

Aug 11, 2015

The Baltimore Sun Media Group

By S. Wilkinson

Legal Advertising

#### NOTICE OF ZONING HEARING

The Administrative Law Judge of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing in Towson, Maryland on the property identified herein as follows:

property identified herein as follows:
 Case: # 2015-0295-A
 9 Lincoin Avenue
 E/s Lincoin Avenue
 E/s Lincoin Avenue, 150 ft. S/of Baltimore National Pike
 1st Election District - 1st Councilmanic District
 Legal Owner(s) Derrick Southard
 Variance: to permit 2 off-street parking spaces for a
 potential four bed Assisted Living Facility to be located on
 an existing parking pad located in the front yard, one foot
 from the side property line, in lieu of the required rear yard
 parking at least 10 feet from all property lines.
 Hearing: Monday, August 31, 2015 at 1:30 p.m. in Room
 205, Jefferson Building, 105 West Chesapeake Avenue,
 Towson 21204.

Towson 21204.

ARNOLD JABLON, DIRECTOR OF PERMITS, APPROVALS AND INSPECTIONS FOR BALTIMORE COUNTY NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Administrative Hearings Office at (410) 887-3868.

(2) For information concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

JT 8/655 Aug. 11



KEVIN KAMENETZ County Executive

July 1, 2015

ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

#### NOTICE OF ZONING HEARING

The Administrative Law Judges of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 2015-0295-A

9 Lincoln Avenue E/s Lincoln Avenue, 150 ft. S/of Baltimore National Pike 1<sup>st</sup> Election District -1<sup>st</sup> Councilmanic District Legal Owners: Derrick Southard

Variance to permit 2 off-street parking spaces for a potential four bed Assisted Living Facility to be located on an existing parking pad located in the front yard, one foot from the side property line, in lieu of the required rear yard parking at least 10 feet from all property lines.

Hearing: Monday, August 31, 2015 at 1:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon Director

AJ:kl

C: Derrick Southard, 4418 Roland Spring Drive, Baltimore 21210

- NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, AUGUST 11, 2015
  - (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ADMINISTRATIVE HEARINGS OFFICE AT 410-887-3868.
  - (3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONT.ACT THE ZONING REVIEW OFFICE AT 410-887-3391.

TO: PATUXENT PUBLISHING COMPANY

Tuesday, August 11, 2015 Issue - Jeffersonian

Please forward billing to:
Derrick Southard
4418 Roland Springs Drive
Baltimore, MD 21210

443-739-8500

#### NOTICE OF ZONING HEARING

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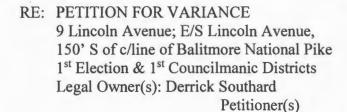
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Arnold Jabion

Director of Permits, Approvals and Inspections for Baltimore County

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- BEFORE THE OFFICE
- \* OF ADMINSTRATIVE
- \* HEARINGS FOR
- \* BALTIMORE COUNTY
- \* 2015-295-A

#### **ENTRY OF APPEARANCE**

Pursuant to Baltimore County Charter § 524.1, please enter the appearance of People's Counsel for Baltimore County as an interested party in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent and all documentation filed in the case.

**RECEIVED** 

JUN 2 2 2015

Peter Max Zimmerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Conte S. Vamelo

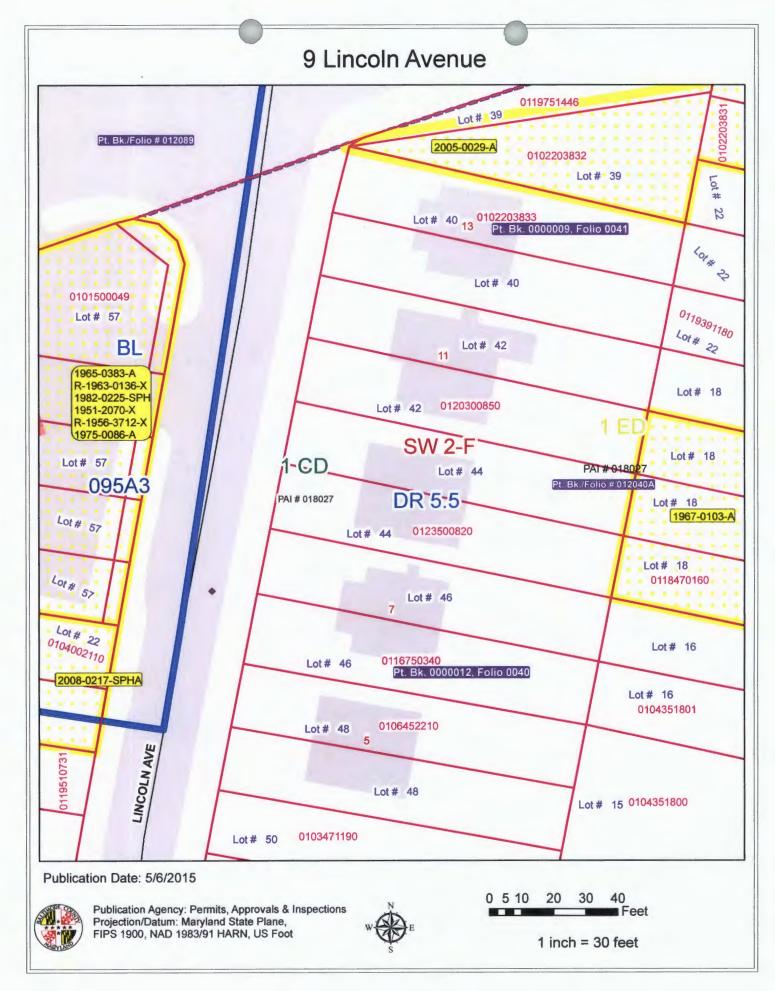
CAROLE S. DEMILIO Deputy People's Counsel Jefferson Building, Room 204 105 West Chesapeake Avenue Towson, MD 21204 (410) 887-2188

#### CERTIFICATE OF SERVICE

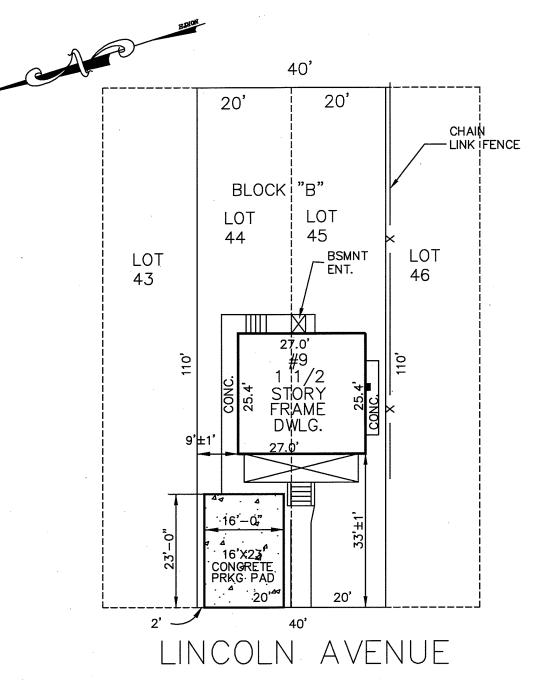
I HEREBY CERTIFY that on this 22nd day of June, 2015, a copy of the foregoing Entry of Appearance was mailed to Derrick Southard, 4418 Roland Spring Drive, Baltimore, Maryland 21210, Petitioner(s).

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Pelan Max Zimmerman

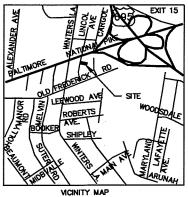


2015-0295-A



ZONING HEARING PLAN FOR VARIANCE ADDRESS: 9 LINCOLN AVENUE, OWNER'S NAME: DERRICK SOUTHARD SUBDIVISION NAME: CATONSVILLE PINES, LOT: 44/45, BLOCK #: B, SECTION: B PLAT BOOK#: 12, FOLIO: 40A, TAX ACCOUNT NUMBER - 0123500820 DEED REF #: 21124/00351, ZONING MAP#: 0095, SITE ZONED: DR 5.5 ELECTION DISTRCT: 1, COUNCIL DISTRICT: 1, LOT AREA: 0.1010 ACRES (4,400 S.F.) HISTORIC: NO, IN CBCD: NO, IN FLOOD PLAIN: NO, UTILITIES: WATER: PUBLIC, SEWER: PUBLIC, PRIOIR HEARING: NO

SCALE: 1" = 20'



SITE DATA				
PROPERTY:	4,400	S.F.	or	0.1010 ACRES
DISTURBED AREA:	0000	S.F.	or	00000 ACRE
INDISTURBED AREA:	0000	S.F.	or	00000 ACRE
MOODED ADEA DISTUDDED.		CE		0.4000

ZONING USE PERMIT: Plan for Assisted Living

The property shown is on Tax Map 0095, Grid 0019, Parcel 0042. District 01,

Owner: Derrick Southard

9 Lincoln Avenue, Baltimore Maryland 21228 Phone: (443)739-8500

Lot Legal Description: LT44.45, 9 Lincoln Avenue Baltimore Maryland 21228.

Lot Size: 4,400 SF

Structure Built: 1941

Stories: 1.5

Basement: Yes

No of Baths: One Full Bathh Enclosed Area: 1,013 SF

 The sole purpose of this plan is to convert this family home or section of it to an Assisted Liviling Facility, providing housing and supportive services, supervision, personalized assistance, health related services, or combination to meet the needs of individuals who are unable to perform or who need assistance in performing the activities of daily living and which is licensed as an assistant living program under Title 19, Subtitle 18 of the Health General Article, Annotation Code of Maryland (COMAR). All construction to be done to the latest Baltimore County regulations

for Assistant Living Facility 1, Planning and Zoning Management Standards and Specifications in accordance with current County Ordinances.

The property is zoned DR 5.5 (Medium Density Residential).

Building restriction lines shall be per the Baltimore County Zoning Ordinance.

Following initial soil disturbance or redisturbance, permanent or temporary stabilization shall be completed with three (3) days as to the surface of al

perimeter controls, dikes, swales, ditches, perimeter slopes and all slope greater than 3' horizontal to 1' vertical (3:1) and seven (7) days as to all other disturbed area on the project site.

This plan is not to be used to establish fence lines.

Contractor shall be responsible for contacting MISS UTILITY at 1-800-257-7777 at least 48 hours prior to the start of any construction.

THE UNDERSIGNED (STATE IF OWNERS OR APPLICANTS) ARE RESPOSIBLE FOR THE ACCURACY OF THE INFORMATION ON THIS PLAN.

SIGNATURE	Date
PRINTED NAME	
SIGNATURE	Date
PRINTED NAME	

2015-0295-A



PROJECT:

P. O. Box 1759 Ellicott City Phone:301-704-3776 Fax: 410-744-0336

REVI	SIONS:	
MO.	DATE	DESCRIPTION

PRINTS:	
DATE.	DESCRIPTION
UMIE I	UCSUSE IRM

ZONING VARIANCE
HEARING PLAN FOR
9 LINCOLN AVENUE
ATONSVILLE MARYLAND
21222

**BALTIMORE COUNTY** 

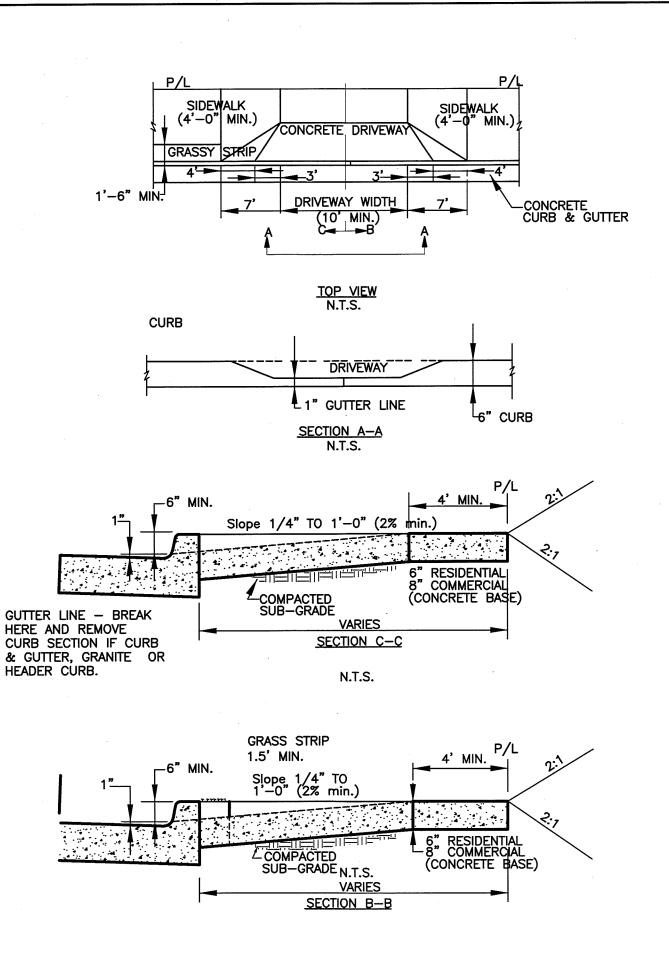
SHEET TITLE:
CITE DI AM
SITE PLAN

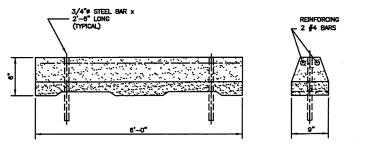
SCALE	1"=20'
DRAWN BY	IKE OKOYE
CHECKED BY	IEO
PROJECT NO.	023-2015
DATE	JUNE 3, 2015

PLAN NORTH



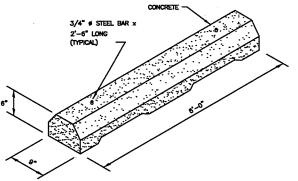






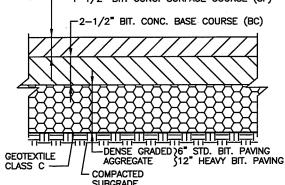
FRONT ELEVATION

SIDE ELEVATION



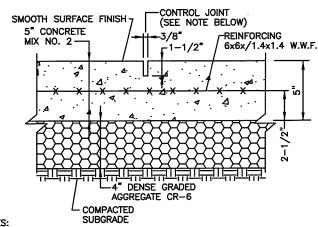
TYPICAL WHEEL STOP DETAIL NOT TO SCALE

-1-1/2" BIT. CONC. SURFACE COURSE (SF)



TYPICAL PAVEMENT SECTION

NOT TO SCALE



NOTES: SUBGRADE

1/2" EXP. JOINT - PLACED 16'-20' O.C. AND AT ALL AREAS WHERE PAVING ABUTS
OTHER WALKS AND STRUCTURES.
SCORING JOINTS SHALL BE PLACED AT 4'(MIN.) TO 8'(MAX.) BOTH DIRECTIONS (TYP.)

TYPICAL SIDEWALK SECTION
(PADS AND LANDINGS SIMILAR)
NOT TO SCALE

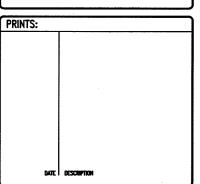


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REVISIONS:

NO. DATE DESCRIPTION



PROJECT:

ZONING VARIANCE
HEARING PLAN FOR
9 LINCOLN AVENUE
CATONSVILLE MARYLAND
21228
BALTIMORE COUNTY

SHEET TITLE:

**SITE DETAIL** 

SCALE
DRAWN BY
CHECKED BY
PROJECT NO.

IKE OKOYE IEO 023-2015

1"=20"

JUNE 3, 2015

PLAN NORTH

